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In re Application of :
AUSTRENG, Erland et al :
U.S. Application No.: 10/533,825 :
PCT No.: PCT/NO03/00376 : **DECISION ON**
Int. Filing Date: 07 November 2003 : **PAPERS FILED**
Priority Date: 08 November 2002 : **UNDER 37 CFR 1.42**
Attorney Docket No.: ZNA-PT014 :
For: LIGHTING BOX :
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This is a decision on the declaration filed on 21 December 2005 which has been treated as a petition under 37 CFR 1.42. No fee is required.

BACKGROUND

On 08 December 2005, the United States Designated/Elected Office (DO/EO/US) mailed a Notification of Missing Requirements under 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating that an oath/declaration in compliance with 37 CFR 1.497(a) and (b) and a surcharge fee must be provided. Applicants were given two months to respond.

On 21 December 2005, applicants submitted the required surcharge fee and a declaration signed by the legal representative of the deceased sole inventor.

DISCUSSION

37 CFR 1.42 *When the Inventor is Dead*, states, in part:

In case of the death of the inventor, the legal representative (executor, administrator, etc.) of the deceased inventor may make the necessary oath or declaration, and apply for and obtain the patent.

Applicants submitted a declaration executed by two of the three named co-inventors and the legal representative of the deceased inventor. The citizenship, residence and address information for all inventors (including the information for the deceased inventor on the supplemental declaration) is listed pursuant to 37 CFR 1.497(a)(3) and 37 CFR 1.63(c)(1).

In addition, the citizenship, residence and address of the legal representative is recorded on the supplemental declaration pursuant to 37 CFR 1.497(b)(2).

CONCLUSION

The papers filed under 37 CFR 1.42 are **ACCEPTED**.

Applicants have completed the requirements for acceptance under 35 U.S.C. 371(c). The application has an international filing date of 07 November 2003, under 35 U.S.C. 363 and a 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date of 21 December 2005.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing.



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